

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

9 Alberto Torres,) No. CV-09-01477-PHX-ROS
10 Plaintiff,) **ORDER**
11 vs.)
12 City of Phoenix, et al.,)
13 Defendants.)
14 _____)
15)

17 On July 13, 2010, Magistrate Judge Mark E. Aspey issued a Report and
18 Recommendation (“R&R”) recommending that this case be dismissed. Plaintiff did not file
19 any objections.

20 A district judge “may accept, reject, or modify, in whole or in part, the findings or
21 recommendations made by the magistrate judge.” 28 USC § 636(b). Where any party has
22 filed timely objections to the magistrate judge’s report and recommendations, the district
23 court’s review of the part objected to is to be *de novo*. *Id.* If, however, no objections are
24 filed, the district court need not conduct such a review. *Schmidt v. Johnstone*, 263 F. Supp.
25 2d 1219, 1226 (D. Ariz. 2003) (“Following *Reyna-Tapia*, this Court concludes that *de novo*
26 review of factual and legal issues is required if objections are made, but not otherwise.”)
27 (internal quotations and citations omitted). Plaintiff did not file any objections and the R&R
28 will be adopted in full.

Accordingly,

IT IS ORDERED the Report and Recommendation (Doc. 16) is **ADOPTED**. The Clerk shall close this case.

DATED this 30th day of August, 2010.


Roslyn O. Silver
United States District Judge